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IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF UTAH

UNITED STATES OF AMERICA,

Plaintiff,

v.

JAMES JERRY MONCADA,

Defendant.

**MOTION TO REVIEW DETENTION
AND REQUEST FOR HEARING**

Case No. 1:18 CR 26 RJS

Magistrate Judge Pead

Defendant, James Jerry Moncada (“Mr. Moncada”), by and through his counsel of record, Robert L. Steele, moves this Court to schedule a hearing to review his custody status. This motion is based on the following:

1. A detention hearing was held in this matter on January 20, 2021. Based on Mr. Moncada’s history of substance abuse as well as his criminal history, he was ordered detained.¹
2. Mr. Moncada has been accepted into the Odyssey House inpatient treatment program. *See* attached letter from Odyssey House.
3. Based upon 18 U.S.C. § 3142(f), Mr. Moncada is entitled to a review hearing, given that this new information was not known or confirmed at the time of his

¹ ECF No. 58.

original hearing, and has a material bearing on his conditions of potential release.

See 18 U.S.C. § 3142(f).

Counsel requests a detention hearing as soon as practicable, to consider Mr. Moncada's release to an inpatient treatment program.

DATED this 16th day of April, 2021.

/s/ Robert L. Steele

ROBERT L. STEELE
Assistant Federal Defender